



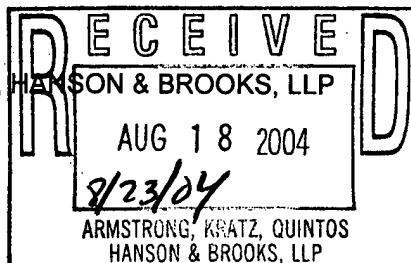
## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/743,546	12/23/2003	Gaku Ehara	031350

23850

ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP  
1725 K STREET, NW  
SUITE 1000  
WASHINGTON, DC 20006



CONFIRMATION NO. 5792

## FORMALITIES LETTER



\*OC000000013560272\*

Date Mailed: 08/17/2004

DUE: OCTOBER 17, 2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/23/2004 EFLKES 00000069 10743546

01 FC:1001 770.00 OP  
02 FC:1051 130.00 OP  
03 FC:1053 130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

DOCKETED	See
DATE	8/19/04

- The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-3.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to:    Mail Stop Missing Parts  
   Commissioner for Patents  
   P.O. Box 1450  
   Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **EHARA, Gaku, et al.**

**ATTN: MAIL STOP MISSING PARTS**

Serial No.: **10/743,546**

Group Art Unit: **Not Yet Assigned**

Filed: **December 23, 2003**

P.T.O. Confirmation No.: **5792**

For: **PROCESS FOR PRODUCING SPORANGIA OF BACILLUS POPILLIAE**

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

September 22, 2004

Dear Sir:

In response to the Notice to File Missing Parts of Application dated **August 17, 2004**, enclosed for filing is an executed Declaration and Power of Attorney and the verified English translation of application along with the Drawings, and statement of verified translation for the above-identified patent application.

Also enclosed is our check in the amount of **\$1,030.00**, for the government filing fee of **\$770.00**, the surcharge fee of **\$130.00** for filing the verified English translation of application along with the Drawings, statement of verified translation and the surcharge fee of **\$130.00** for filing the late Declaration. In the event that any additional fees are due with this paper, please charge Deposit Account No. 01-2340.

In the event that this response is not timely filed, applicants hereby petition for an appropriate extension of time. The fees for any such extension may be charged to our Deposit Account No. 01-2340.

Respectfully submitted,

**ARMSTRONG, KRATZ, QUINTOS,  
HANSON & BROOKS, LLP**

William L. Brooks  
Attorney for Applicants  
Reg. No. 34,129

WLB/rmp  
Atty. Docket No. **031350**  
1725 K Street, N.W., Suite 1000  
Washington, D.C. 20006  
(202) 659-2930



**23850**

**PATENT TRADEMARK OFFICE**

Enclosures: Notice; Declaration; English Translation of Application along with the Drawings, and statement of verified translation